GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Universities – Sri Krishnadevaraya University, Ananthapuramu – Ratification of appointments of (21) Assistant Professors with all consequential benefits – Orders – Issued.

HIGHER EDUCATION (UE) DEPARTMENT

G.O.Ms.No.31 **Dated:23.08.2022.**

Read the following:-

1) From the Hon'ble High Court Andhra Pradesh, Order dated 21.12.2010 in W.P. Nos.13583 and 14104 of 2010.
2) From the Hon'ble High Court Andhra Pradesh, Interim Order Dated.26.12.2011 in W.A. Nos.760 and 766 of 2011.
3) Minutes of the Executive Council meeting dated.19.02.2020 of Sri Krishnadevaraya University, Ananthapuramu.

--O—

O R D E R:-

Dr.B.Sreekanth & another have filed W.P.No.13583 of 2010 and Dr.J.Sampath Kumar & 17 others have filed W.P.No.14104 of 2010 against the Resolution passed by the Executive Council of Sri Krishnadevaraya University Ananthapur on 06.02.2010 disapproving the selections made by a duly constituted selection committee for the posts of Assistant professor in the said University. While disposing the said W.Ps., the Hon'ble High Court in its common order dated.21.12.2010 passed as follows:-

(a) the resolution, dated.06.02.2010, passed by the Executive Council is set aside;

(b) after the Executive Council is fully constituted, the orders, dated.27.01.2010, passed by the Vice Chancellor read with orders, dated.30.01.2010, in respect of individual candidates shall be placed before it; and

(c) in case the Executive Council ratifies the action taken by the Vice Chancellor through the said orders, no further steps need to be taken. If on the other hand, the Executive Council refuses to ratify the action, it shall independently consider the recommendations of the Committee for 29 posts of Associate Professors in various subjects notified on 04.02.2009 and 05.02.2009 at a separate meeting.

2. Aggrieved by the above orders, the Registrar, S.K.University has filed W.A.Nos.760 and 766 of 2011 and the Hon'ble Court in its Interim order dated.21.12.2010 in W.A.Nos.760 and 766 of 2011 held that,-

[P.T.O]

"10. Hence, we are of the prima facie opinion that the scope and ambit of the powers of the Vice Chancellor or the Executive Council with regard to appointment of Assistant Professors are required to be decided in the main writ appeals. Therefore, we are inclined to suspend the operation of the impugned order of the learned Single Judge.

The Government is at liberty to take its decision, pursuant to reference of the matter by the Executive Council to the Government. However, any decision taken by the Government shall be subject to the result of the Writ Appeals. Till the Government takes a decision, the Assistant Professors, who have been functioning as on today, shall continue and their salaries shall also be paid. Any decision of the Government shall be subject to further orders".

3. In the above circumstances and in view of Resolution passed by the Executive Council vide reference 3rd read above, Government after careful examination of the matter hereby ratify the appointments of (21) Assistant Professors with all consequential benefits from the date of their appointment i.e., from 27.01.2010 made pursuant to the Notifications dated.04.02.2009 and 05.02.2009 by the Vice-Chancellor, Sri Krishna devaraya University, subject to outcome of the final orders in W.A. Nos.760 and 766 of 2011.

4. The Registrar, Sri Krishnadevaraya University, Ananthapuramu shall take necessary action accordingly.

5. This order issues with the concurrence of Finance (HR.I Plg.& Policy) Department, vide their U.O.No.FMUOPC (HTE)/37/2020 (Computer No. 1144857), dated.19.08.2022.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.SYAMALA RAO
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Registrar, Sri Krishnadevaraya University, Ananthapuramu.
Copy to:-
The Secretary, A.P. State Council of Higher Education, Mangalagiri.
The Director of State Audit, A.P., Vijayawada
The Finance (HR.I Plg.& Policy) Department,
The P.S. to Secretary to C.M.
The OSD to Minister (Education)
The P.S. to Prl.Secy. to Govt., Higher Education Department
SF/SCs.

//FORWARDED :: BY ORDER//

SECTION OFFICER